

February 27, 2004

D.T.E. 04-26

ORDER OF NOTICE
MILL RIVER PIPELINE, LLC

Pursuant to G.L. c. 164, §§ 72A and 75D and 75H Mill River Pipeline, LLC (Petitioner") has filed a petition with the Massachusetts Department of Telecommunications and Energy ("Department") for permission to enter various properties in the City of Fall River and the Town of Somerset Massachusetts to survey natural gas pipeline routes preliminary to eminent domain proceedings.

Petitioner has filed an application with the Federal Energy Regulatory Commission ("FERC") in Docket No. CP04-41-000 for a Certificate of Public Convenience and Necessity authorizing the construction and operation of two lateral natural gas pipelines and appurtenant facilities. Petitioner seeks permission from the Department to perform civil, environmental and archeological surveys in connection with the two proposed lateral natural gas pipelines.

One pipeline, known as the Western Lateral, will be approximately 2.54 miles long and will begin from the site of a proposed liquefied natural gas facility in Fall River and travel into Somerset, then Swansea, back into Somerset and ending in Swansea. The other pipeline, known as the Northern Lateral, will be approximately 3.62 miles long, and will begin from the site of a proposed liquefied natural gas facility in Fall River and end in Freetown. The total length of the lateral pipelines in those municipalities is as follows:

Western Lateral

0.25 miles in the City of Fall River,
1.35 miles in the Town of Somerset, and
0.94 miles in the Town of Swansea.

Northern Lateral

2.72 miles in the City of Fall River, and
0.90 miles in the Town of Freetown.

The Petitioner only seeks permission from the Department to enter and survey land to obtain information in order for FERC to prepare an Environmental Impact Statement and evaluate Petitioner's application for a Certificate of Public Convenience and Necessity.

The Department will receive and consider written comments from the public relating to such petition. All written comments received by the Department at or before 5:00 p.m. on Friday, March 19, 2004 will be considered. Written comments should be addressed to: Mary L. Cottrell, Secretary, Department of Telecommunications and Energy, One South Station, Boston, MA 02110, Attn: D.T.E. 04-26.

The Petitioner shall give notice of its Petition and the comment period by publication of this Order of Notice in either the Boston Globe or the Boston Herald and the Fall River Herald News once at least fourteen (14) days and once at least seven (7) days before Friday, March 19, 2004. In addition, Petitioner shall mail a copy of this Order of Notice by first class mail at least fourteen (14) days before Friday, March 19, 2004 to the record owners of each parcel of property that the Petitioner seeks authorization to enter (ownership being determined by the last preceding real property tax assessment in each such City or Town, unless more recent information is available to the Petitioner). This Order of Notice shall be sent to such landowners under the cover letter that is annexed to this Order of Notice.

At least fourteen (14) days before Friday, March 19, 2004, the Petitioner shall also arrange the deposit and public display of a copy of this Order of Notice and its Petition and appended exhibits in the office of the Town Clerk for the Town of Somerset and the City Clerk for the City of Fall River and in the main branches of the public libraries of the Town of Somerset and the City of Fall River.

The Petitioner is required to make return of service, on or before Friday, March 19, 2004, certifying compliance with this Order.

By Order of the Department,

MARY L. COTTRELL, SECRETARY